

**Fifty-ninth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2005**

SENATE BILL NO. 2128
(Government and Veterans Affairs Committee)
(At the request of the Veterans' Home)

AN ACT to amend and reenact section 37-15-10 of the North Dakota Century Code, relating to admission requirements for veterans at the veterans' home.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 37-15-10 of the North Dakota Century Code is amended and reenacted as follows:

37-15-10. Admittance to veterans' home - Requirements governing.

1. ~~No~~ An applicant may not be admitted to the veterans' home unless the applicant ~~has been~~ is a bona fide resident of this state ~~for at least one year next~~ preceding the applicant's application for admission ~~thereto~~. The ~~one-year~~ residency ~~immediately preceding~~ application requirement may be waived if the applicant served in a North Dakota regiment or was accredited to this state.
2. The spouse or surviving spouse of those mentioned in subsection 1 of section 37-15-02 may be admitted upon the same footing as the veteran; ~~provided, however, that such spouse or surviving spouse has entered into the contract of marriage to the veteran at least five years prior to date of application and has attained the age of forty five years at date of application.~~
3. ~~No person~~ An individual may not be admitted to the home until that ~~person~~ individual has made formal application and furnished such proof as may be required by the administrative committee on veterans' affairs and the application has been approved by the board of admissions of the institution that the committee has designated.
4. When a member of the home who is not eligible for veterans' administration hospitalization and care becomes unable from any cause to care for oneself under ~~the rules prescribed~~ adopted by the administrative committee on veterans' affairs for the admission and care of members in the home, the member ~~shall become~~ becomes a charge of the county of residence at the time of admission. ~~No~~ An individual may not gain or lose legal residence by reason of residence in or being a member of the veterans' home.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-ninth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2128.

Senate Vote: Yeas 47 Nays 0 Absent 0

House Vote: Yeas 85 Nays 4 Absent 5

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2005.

Approved at _____ M. on _____, 2005.

Governor

Filed in this office this _____ day of _____, 2005,

at _____ o'clock _____ M.

Secretary of State